

PRO 8-0004

FILED
ORIG. October 20 2008
Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Petitioner Name Douglas L. Neibauer
Address 7420 River Nine Drive
City, State, Zip Modesto, CA 95356
Telephone (209) 529-7519
Fax (209) 526-0244

SUPREME COURT OF THE STATE OF MONTANA

No. _____

IN RE PETITION OF DOUGLAS L. NEIBAUER (name)
FOR REINSTATEMENT TO ACTIVE STATUS
IN THE STATE BAR OF MONTANA

FILED

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CLERK OF THE SUPREME COURT
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PETITION

COMES NOW DOUGLAS L. NEIBAUER (name) and respectfully
petitions this Court for reinstatement to active status pursuant to Section 3 of the By-Laws of
the State Bar of Montana.

Petitioner was admitted to the State Bar of Montana on June 9, 1964 (date)

Petitioner (check one):

- ☐ Voluntarily chose inactive status on _____ (date).
- ☐ Voluntarily chose emeritus status on _____ (date).
- ☐ Voluntarily chose senior status on _____ (date).
- ☐ Was placed on inactive status by the State Bar of Montana pursuant to Rules 3B2, 5,
and 12, of the Rules for Continuing Legal Education on _____ (date) as
a result of noncompliance with CLE requirements.

☐ Was suspended for noncompliance with CLE requirements on _____ (date).

☒ Has been suspended for three or more consecutive years for nonpayment of dues.

Petitioner was suspended on _____ 1999 _____ (date).

Petitioner is willing and able to pay active dues, fees, and the state license tax to the State Bar of Montana and comply with any continuing education requirements this Court may impose.

Petitioner is ☐ is not ☒ currently suspended, disbarred, or otherwise ineligible to practice law in another jurisdiction. (If so, provide the pertinent details.)

Petitioner is ☐ is not ☒ currently subject to disciplinary proceedings or pending disciplinary proceedings in another jurisdiction. (If so, provide the pertinent details.)

Petitioner has ☐ has not ☒ been charged with a criminal offense while not on active status. (If so, provide the pertinent details.)

Petitioner has ☐ has not ☒ accrued delinquent debt or filed for bankruptcy while not on active status. (If so, provide the pertinent details.)


Petitioner has ☐ has not ☒ failed to fulfill the obligations of a public office or professional license (other than as an attorney) while not on active status. (If so, provide the pertinent details.)

Finally, petitioner has ☐ has not ☒ committed any acts or omissions while not on active status which would be sanctionable under the Montana Rules of Professional Conduct. (If so, provide the pertinent details.)

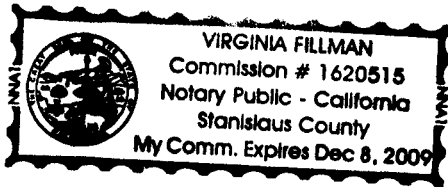
WHEREFORE, petitioner requests reinstatement as an active member of the State Bar of Montana. (See Addendum attached hereto)

The above statements are true based upon petitioner's knowledge and belief.

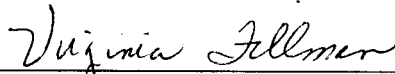
DATED this 13th day of October, 2008.

BY: 
Petitioner DOUGLAS L. NEIBAUER

SUBSCRIBED AND SWORN TO before me this 13th day of October,
2008 by DOUGLAS L. NEIBAUER (petitioner's name).



(Notarial Seal)

Notary Signature 
Printed Name of Notary VIRGINIA FILLMAN
Residing at Modesto, California
Notary Public for the State of CALIFORNIA
My Commission Expires December 8, 2009

ADDENDUM TO PETITION FOR REINSTATEMENT TO ACTIVE
STATUS IN THE STATE BAR OF MONTANA

The following is a brief history of my professional career as an attorney since graduating from the University of Montana Law School in June 1964:

[1] Served as a law clerk for Associate Supreme Court Justice Wesley Castles of the Montana Supreme Court from June through early November in 1964;

[2] Left my clerkship in November 1964 to fulfill my military obligation for three years in the Judge Advocate General of the Air Force with the primary station being in California;

[3] After discharge from the Air Force in November 1967 as a captain in the Judge Advocate General, served as an assistant county attorney in Billings, Montana, for one year until November 1968;

[4] In November 1968 returned to California to study and to take the California bar exam; took the bar exam in February 1968, passed the bar exam, and was admitted to the California bar on May 12, 1969.

[5] From May 12, 1969 to the present, I have been an active member of the California Bar.

[6] I am presently admitted to practice in all of the federal district courts in California, i.e. Southern District at San Diego, Northern District at San Francisco, and the Eastern District at Fresno. I am also admitted to practice before the U.S. Ninth Circuit Court of Appeals.

[7] Through oversight, I did not pay my dues as an inactive member of the Montana Bar and was suspended in 1999. I have spoken with the State Bar of Montana office and have been informed as to the total of dues and penalties I will need to pay for reinstatement in the event my petition for reinstatement to active status is granted by the Montana Supreme Court. I am prepared to pay the total sum due and owing to the State Bar of Montana for the reinstatement to take effect.